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PART VI

PUBLIC ADVERTISEMENTS

OFFICE OF THE PRINCIPAL INFORMATION OFFICER TO THE GOVERNMENT OF MYSORE, OLD PUBLIC OFFICES, BANGALORE.

Press Note.

INCLUSION OF NAMES IN THE ELECTORAL ROLL.

The instructions contained in the Election Commission's Press Note dated the 6th September 1952, regarding the procedure for applications under sub-rule (2) of rule 20 of the Representation of the People (Preparation of Electoral Rolls) Rules, 1950, for the inclusion of names in an electoral roll do not now hold good since that sub-rule has been radically altered, *vide* S.R.O. No. 2048, published in the *Gazette of India* (Extraordinary), Part II, Section 3, dated 2nd November 1953. The following revised instructions are, therefore, issued for the guidance of the public and the officers concerned :—

1 Under the amended sub-rule (2) of Rule 20 of the Representation of the People (Preparation of Electoral Rolls) Rules, 1950, an application for the inclusion of a name in the electoral roll of a constituency should be made to the Electoral Registration Officer of the Constituency. If, however, the application is made after the issue of the notification calling upon the constituency to elect a member or members and before the completion of that election, it should be made to the Chief Electoral Officer of the State; but a copy should simultaneously be sent to the Electoral Registration Officer of the constituency in order that the application might be examined without delay. The fact that a copy has been sent to the Electoral Registration Officer should be noted on the application sent to the Chief Electoral Officer.

2. The application should give full particulars regarding address, place of ordinary residence, age, father/husband's name, qualifications for registration as an elector in the constituency, etc. The application should clearly state the name of the Assembly constituency, and the corresponding Parliamentary constituency, in which enrolment is sought.

3 The application should contain a declaration by the applicant stating whether or not his name has already been included in the Electoral Roll of any Assembly or Parliamentary constituency in any State. If it has been so included, the particulars of the relevant entry in that electoral roll should be given.

4 The application should also contain a declaration that to the best of his knowledge and belief the applicant is not disqualified under any law, either for registration as an elector or for voting at an election.

5 A single application will suffice for enrolment in an Assembly constituency and in the corresponding Parliamentary Constituency.

6 The following fee is payable on applications under clause (e) of rule 20 (2) :—

(i) Re. 1 in the case of an application to an Electoral Registration Officer, and

(ii) Rs. 10 in the case of an application to a Chief Electoral Officer.

The fee should be paid by affixing one or more non-judicial stamps to the application.

7 Every application received in accordance with the above instructions should be promptly attended to by the Electoral Registration Officer and examined with reference to the electoral roll then in force. The qualifying period and the qualifying date for purposes of the application would be the period and the date applicable to the current electoral roll.

8 The Electoral Registration Officer should immediately put up on the notice board of his office a notice inviting objections, if any, to the inclusion of the applicant's name, within a period of seven days from the date of the notice. Simultaneously, the Electoral Registration Officer should make necessary inquiry in order to ascertain whether the applicant is entitled to enrolment in the constituency. The inquiry should be a summary character. If any objection is filed in the notice period, it should be duly considered at the inquiry.

9 In view of rule 18, the Electoral Registration Officer should ascertain whether any decision has been given by the competent Revising Authority in respect of the inclusion of the applicant's name in the electoral roll, and if so, that decision should be duly considered at the inquiry. If the application is made to the Chief Electoral Officer, a copy of that decision should be sent to him, along with the report.

10 At the conclusion of the inquiry, the Electoral Registration Officer should pass appropriate order on the application if it is addressed to him. In other cases, he should submit his report to the Chief Electoral Officer. Normally, it should not take more than ten days from the receipt of the application (or its copy), for the Electoral Registration Officer to complete the inquiry.

11 If the application is admitted by the Electoral Registration Officer, he should assign a serial number to the applicant in the electoral roll, which should be the number next in order to the last number on the roll of the area with reference to which the roll has been prepared. In cases in which enrolment is ordered by the Chief Electoral Officer, he should assign his own serial number starting from "C. E. O. 1" for each calendar year, *e.g.*, "C. E. O. 1 of 1953" and so on.

12 If the applicant is already registered in the electoral roll of any other constituency in the same State, the Chief Electoral Officer, or, as the case may be, the Electoral Registration Officer, should inform the Electoral Registration Officer of that constituency, of the order passed by him directing the applicant's name to be included in the electoral roll. On receipt of such information, action should be taken to strike off the applicant's name from the electoral roll in which it was included earlier.

13 Where an application for inclusion of name is rejected by the Electoral Registration Officer or the Chief Electoral Officer he should briefly record his reasons in an order. An appeal lies to the Election Commission within 15 days from the date of such rejection. Non-judicial stamps of the value of Rs. 10 should be affixed to the memorandum of appeal.

14 Applications reaching the Commission on or after the 2nd November 1953, will be sent to the Electoral Registration Officer or Chief Electoral Officer concerned for disposal. The fee of Rs. 50 if deposited, will be refunded to the applicant on receipt of an application addressed to the Secretary to the Election Commission, India, New Delhi. Applications made before the 2nd November 1953 and pending disposal in the Office of the Commission, will also be forwarded for disposal to the officer now empowered to pass orders thereon, but the fee already deposited will not be refunded in view of the provisions under which the deposit was made.

P.N. No. 102—7-12-53.